

S/N 09/960,464

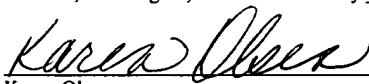
#5
PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: UCKUN ET AL. Examiner: UNKNOWN
Serial No.: 09/960,464 Group Art Unit: 1680
Filed: 9/19/01 Docket No.: 12152.49USW1
Title: QUINAZOLINE FORMULATIONS AND THEREAPEUTIC USE
THEREOF

CERTIFICATE UNDER 37 CFR 1.8:

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail, with sufficient postage, in an envelope addressed to: Commissioner for Patents, Washington, D.C. 20231 on July 17, 2002.


Karen Olsen

PETITION UNDER 37 C.F.R. §1.47(a)

Assistant Commissioner of Patents
Box DAC
Washington DC 20231

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OFFICE OF PETITIONS

Dear Sir:

The above-referenced application was filed on December 19, 2001 with a Declaration and Power of Attorney executed by inventors Fatih Uckun and Mingshu Li. At that time, the third inventor, Seang H. Yiv, could not be located and therefore the other inventors signed the declaration on his behalf. A Statement of Facts in Support of Signing for the Missing Inventor was also filed.

Since that time, another attempt was made to locate Mr. Yiv regarding another matter. At that time, applicants counsel and administrative staff were able to locate Mr. Yiv. Please see Statement of Facts in Support of Filing on Behalf of Nonsigning Inventor (37 C.F.R. §1.47) made by Karen Olsen, filed herewith.

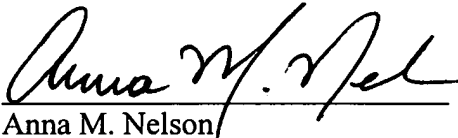
Although Mr. Yiv has now been located, he has not signed the Declaration and Power of Attorney. Applicants respectfully request that Mr. Yiv's inaction be considered a tacit refusal to sign and that Mr. Yiv be considered an inventor who refuses to sign under 37 C.F.R. §1.47(a). Please see Statement of Facts in Support of Filing on Behalf of Nonsigning Inventor (37 C.F.R. §1.47) made by Keith Campbell, filed herewith.

In light of the new facts presented herewith, a Decision Granting Status Under 37 C.F.R. § 1.47 is respectfully requested. A petition fee in the amount of \$130.00 (1.17(h)) is also submitted herewith.

Respectfully submitted,
MERCHANT & GOULD P.C.
P.O. Box 2903
Minneapolis, MN 55402-0903
612.332.5300

Date:

July 17, 2002


Anna M. Nelson
Reg. No. 48,935

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